

TOWN OF IPSWICH
MASSACHUSETTS

BOARD OF SELECTMEN
Meeting of Monday, April 6, 2015,
Ipswich Town Hall, 25 Green Street

Pursuant to the Open Meeting Law, M.G.L. Chapter 30A, §§ 18-25, written notice posted by the Town Clerk and delivered to all Board members, a meeting of the Board of Selectmen (BOS) was held on MONDAY, APRIL 6, 2015 at 7 PM in Selectmen's Meeting Room A.

With a quorum present, Chairman. Craft called the meeting to order at 7:09 PM
Selectmen present: William Craft, Chair; Judy Field; and Charles Surpitski and Nishan Mootafian.
Also present: Robin Crosbie, Town Manager
Not present: Shirley Berry
The open meeting was recorded, with permission, by Ipswich Access Community Media.

Public Information:

Agenda --Packet
Consent Agenda
Minutes – March 16, 2015
Employee Status

ANNOUCMENTS:

The town will receive \$66,000 in pothole repair funds, these funds were provided by the state.

Catherine Carney-Feldman a member of the COSCOM, has successfully finished the Fundamentals Massachusetts Association Conservation Commissioner's course.

Russ Bardsley has been reappointed as Ipswich's representative for the Whittier Technical School district.

The selectman of Merrimack, Groveland and West Newbury are gathering to discuss Whiter and would like a member of the Ipswich BOS to join them. This meeting will be held on May 14th in Merrimack.

Citizen's Queries

Jacqueline Jarvis, A student from Ipswich Appeared before the Board in support of the override from a student's perspective. She felt that talking to the Board would help change people's minds on the override. She is a member of the music program and is a large supporter of this program. She feels the music program is what makes Ipswich different.

Mike Laddin Representing EBSCO appeared before the Board to convey to the Board how important the company views funding the school system in Ipswich. It is vital to their business and recruiting efforts to have a strong school system. This is a personal issue and a business issue for Mr. Laddin because his children also attend Ipswich Public Schools.

Dana Allen, Director of Birth to Three family center needs support to keep running. They are asking the town to support this physical space in the same way that playgrounds or senior centers are supported. She would like the board to consider a motion to set aside the money that they have lost in funding.

Acceptance of Donation to the Police Dept. & Emergency Management Dept.

Chief Nikas and Bryan Reed executive officer Cape Ann Regional Response Team appeared before the Board. EBSCO has offered to donate \$3,000 dollars to purchase lifesaving equipment for protecting officers. They are requesting that the town accept the donation so that the department can purchase the equipment.

Vote: Mr. Mootafian moved to accept the \$3000 from EBSCO and Ms. Field seconded. The motion passed unanimously.

Emergency management has also been running classes for families on emergency preparedness, etc. Part of the program supplies “go packs” to the people who take the class. These packs contains drinkable water, crank radio, emergency blankets, flashlight and food. The program received a \$2,250 donation from Lahey Health for this purpose.

Vote: Mr. Mootafian moved to accept the \$2250 from Lahey Health Burlington and Ms. Field seconded. The motion passed unanimously.

PUBLIC HEARING – Ipswich Country Club Alteration of Premise – Liquor License

Mr. Craft read the Legal Notice. Jamie Aquino Food and Beverage Director at the Country Club appeared before the Board. The Golf Course has a beverage cart that services the golf course and it was not covered which they were not aware of. They would like to put the Beverage cart out this year and would like this to be covered.

Vote: Mr. Mootafian moved to support the Alteration of Premise, Ms. Field seconded. The motion passed unanimously.

PUBLIC HEARING – Ipswich Country Club – Application for Seasonal Liquor License

Mr. Craft read the legal notice. Jamie Aquino, Food and Beverage Director at the Country Club appeared before the Board. This is for the swim and tennis center and a pavilion has been built here. This summer is the first summer of its operation. It does include a 14 seat wet bar. They need a liquor license for this location.

Vote: Mr. Mootafian moved to accept seasonal liquor license between the hours of 10AM and 8PM and Ms. Field seconded. The motion passed unanimously.

Linebrook Road Patching

Mr. Surpitski wanted it known that Linebrook road is in really bad shape and is dangerous. He wanted signs put up warning drivers of the worst areas, and was wondering what kind of patching would be done in light of the plans to redo the road. Ms. Crosbie will speak to the DPW about this issue and confirmed it would be patched.

PUBLIC HEARING – Water & Wastewater Rate Hearing (2 of 2)

Mr. Craft read the Legal Notice. Vicki Halman Water & Wastewater manager appeared before the Board to discuss the rate increases. Ms. Halman went over the same PowerPoint presentation from the 3/16 meeting on the water budget. The Board then discussed the options regarding the water rate at length.

Linda Alexson, Juniper Street said there seemed to be some comments from the Board in previous meetings about coming back with alternate rate structures. Possibly doing a static structure, rather than spiking in the summer. She feels this is not a fair rate increase for the residential customers, this is an excessive cost for the regular homeowner. Mr. Craft explained that he became a member of the water and wastewater advisory board to learn more. He felt the static rate was less fair to Ipswich residents then the current structure.

Ms. Halman explained that due to the manganese we cannot pump as much water as we used to, and now is not a good time to try something new with rate structures that is unproven. The town would run the risk of having pumping increase and fees and having to use wells that are contaminated.

Mrs. Alexson felt the commercial companies should have to pay the same rate as the residential customers. She also wondered if there is any objective to restrict well owners the same as town water customers. Ms. Halman explained that she went back to research this and at subcommittee and it was shown that they are not influencing our water. They are going to encourage the well owners to abide by the water restrictions, and a bylaw would be needed to enforce this. The committee did not feel this was necessary.

Mr. Craft discussed these issues at length.

Scot Johnson, 7 Lillian Drive Wanted to discuss the five year plan for the department. Ms. Halman explained the plan. Mr. Johnson was concerned about the amount of money that was going to have to come out of static take home pay of residents. He worries about the burden being placed on residents, and says there could be further problems down the road. Mr. Surpitski wanted to know how many water customers fall into the flat water customer and how many are summer peak. Ms. Halman was not sure of the answer on this and would look into it.

Vote: Ms. Field moved to close the public hearing and Mr. Mootafian seconded. The motion passed unanimously.

Vote: Mr. Mootafian moved to amend Article VIII of the Water Division Regulations of the Town of Ipswich to change the water rates as follows:

<u>Section 5: Normal User Charges</u>	<u>From</u>	<u>To</u>
(a) <i>Residential Rate From</i>		
<i>May 1, 2015 to September 30, 2015</i>	<i>\$3.45/100 cu. ft.</i>	<i>\$12.02/100 cu. ft.</i>
<i>All Other User Charges</i>		
<i>Year Round (Base Rate)</i>		
<i>Effective May 1, 2015</i>	<i>\$7.22/100 cu. Ft.</i>	<i>\$8.01/100 cu. ft.</i>
<i>Mr. Surpitski seconded. The motion passed unanimously.</i>		

Mrs. Halman then went over the waste water budget via the PowerPoint presentation.

Linda Alexson, Juniper Street wanted to know when some debt service would come off the budget, Ms. Halman said some will come off in 2018/2019 fiscal years.

Vote: Mr. Mootafian moved to close the hearing, Mr. Surpitski seconded. The motion passed unanimously.

Vote: Mr. Surpitski moved to amend the Sewer Regulations, Division IV, Sewer User Charges and Industrial Cost Recovery, Article I, Sewer User Charges, Section 1, Subsection a, by deleting the last sentence thereof and by substituting in lieu thereof the following sentence:

“Effective May 1, 2015, each sewer user in the Town of Ipswich will be charged for the use of sewer at the rate of \$7.06 per one hundred cubic feet of water as measured at each sewer user’s water meter.” Mr. Mootafian seconded. The motion passed unanimously.

Determination of Non-Sale for Ipswich Brewery

Rob Martin the Owner of the Brewery and Carla Villa appeared before the Board. In order to give tours and provide samples they can’t charge for the sale.

Vote: Mr. Surpitski moved to approve the none-sale and Mr. Mootafian seconded. The motion passed unanimously.

Review and Vote on “Good in the Hood” Event

Rob Martin the Owner of the Brewery and Carla Villa appeared before the Board to discuss having a block party at the Brewery. They would like to have some live music, food trucks and have other local businesses join in. Ms. Field wondered if they had reached out to Kathy Bates and it was confirmed that they had. Mr. Surpitski wanted them to coordinate with the police department on the open container laws.

Vote: Mr. Surpitski moved to approve a one day liquor license, street blocking and parade permit, Sunday entertainment license contingent on them working with the police department on the open container laws and Mr. Mootafian seconded. The motion passed unanimously.

Approval of Seasonal Liquor Licenses for Ipswich Bay Yacht Club and the Trustees of Reservations

William Fabri appeared before the Board to discuss the seasonal license for the Yacht Club.

Vote: Mr. Mootafian moved to approve the extension of the Ipswich Bay Yacht Club and Ms. Field seconded. The motion passed unanimously.

Vote: Mr. Mootafian moved to approve the extension of the Trustees of Reservations and Ms. Field seconded. The motion passed unanimously.

Consent Agenda

Lifetime Recreational Permit(s)

One Day Liquor License(s)

Vote: Mr Mootafian moved to approve the consent agenda and Ms. Field seconded. The motion passed unanimously.

Approval of Minutes

March 16, 2015

Vote: Mr Mootafian moved to approve the March 16th minutes, Ms. Field seconded. The motion passed unanimously.

Hardship Commercial Clamming Permit

The town is under the available permits for Shellfish, and the Chief has received three requests for the hardship program. They all meet the criteria and he recommends the acceptance of the license requests.

Vote: Mr. Surpitski moved to approve the hardship commercial shellfish license and Mr. Mootafian seconded. The motion passed unanimously.

Sidewalk Blocking

Vote: Mr. Surpitski moved to approve the sidewalk blocking permit and Mr. Mootafian seconded. The motion passed unanimously.

PUBLIC HEARING – ATM 2015 Warrant & Sign Warrant

Phil Goss 417 Linebrook Road appeared before the Board to discuss his citizen petition on ground mounted solar installation. Mr. Goss and his wife felt it was important that there be regulations to safeguard abutters and citizens from glare problems caused by ground mounted solar panels.

Mr. Craft wanted to know if this would limit the effectiveness of the solar panel. And it was confirmed this should not alter their effectiveness. Mr. Surpitski wanted to know what the process would be to determine prior to the installation of the panels that would determine where the glare would be directed. Mr. Goss said it wasn't expensive and they were able to determine this on the internet.

John Pitner 419 Linebrook Road lives in the house in between the Goss's and the solar glare. He wanted to just confirm what they were saying, and how bad the glare was for them. He felt that both parties would benefit from having regulations on the books for this issue. Ms. Craft said that town council is looking into this issue, she wanted to explain that this is a by-right installation issue. The issue is, that there is not the same kind of code that applies to these as a building. It is determining who will be the one who determines the issues of glare and the standards of glare.

Gary Champion, Palamino Way appeared before the Board to discuss Article 28, Mooring Regulations and forming a committee on this issue. He went through examples of how this committee could be formed. He went back over the March 2nd meeting discussion findings.

Phil Gogeun 4 Kingfisher Road appeared before the Board to discuss article 8. He has concerns about the budget format and the print being too small. He feels this is lacking transparency and full exposure. He would like to see a plan to cut the town budget substantially. Mr. Craft explained the budget process at length. Ms. Crosbie explained the current free cash account and some expenditures that may require free cash this year at length.

Tom Murphy Town Moderator appeared before the Board, he has thoughts about article 8, he is suggesting that if all the figures in the article be posted with the figures, but the motion doesn't have to include the figure. He also wonders that if in the interest of consolidating time merging article 24 & 25 into one.

Barry Hopping Chair of School committee, Bill Hart Superintendent of the Schools, Carl Nylen School Commissioner appeared before the Board to discuss the school articles including the override article 10. The audit was released in draft form last week, the school committee along with others are in the process of digesting the findings in the report. They expect to come back in the future to discuss the recommendation and findings at length. Mr. Surpitski was struck by the fact that the school spent their money wisely and was proud of the collaboration the schools have completed with other town agencies to look into saving money.

Vote: Ms. Field moved to support article 10, Mr. Mootafian seconded. The motion passed unanimously.

Vote: Mr. Mootafian moved to accept the warrant, Ms. Field seconded. The motion passed unanimously.

Vote: Mr. Surpitski moved to set the warrant, Ms. Field seconded. The motion passed unanimously.

Vote on Recommendations of Article for ATM 2015

ARTICLE 1—Consent Calendar

Vote: Mr. Mootafian moved to support article 1, Ms. Field seconded. The motion passed unanimously.

ARTICLE 2—FINANCE COMMITTEE ELECTION

Vote: Mr. Mootafian moved to support article 2, Ms. Field seconded. The motion passed unanimously.

ARTICLE 3—FY'2015 SCHOOL BUDGET AMENDMENTS

Vote: Mr. Mootafian moved to support article 3, Ms. Field seconded. The motion passed unanimously.

ARTICLE 6—FY'2015 CHAPTER 90 AMENDMENTS

Vote: Mr. Surpitski moved to support article 6, Mr. Mootafian seconded. The motion passed unanimously.

ARTICLE 7—CHAPTER 90

Vote: Mr. Surpitski moved to support article 7, Mr. Mootafian seconded. The motion passed unanimously.

ARTICLE 8—FY'2016 MUNICIPAL BUDGET

Vote: Mr. Mootafian moved to support article 8, Ms. Field seconded. The motion passed unanimously.

ARTICLE 9—FY'2016 SCHOOL BUDGET

Vote: Ms. Field moved to support article 9, Mr. Surpitski seconded. The motion passed unanimously.

ARTICLE 11—FY'16 WHITTIER REGIONAL HIGH SCHOOL BUDGET

Vote: Mr. Mootafian moved to support article 11, Ms. Field seconded. The motion passed unanimously.

ARTICLE 13—ANNUAL CAPITAL PLAN

Vote: Mr. Surpitski moved to support article 13, Mr. Mootafian seconded. The motion passed unanimously

ARTICLE 17--CHAPTER XIV: OCCUPATIONAL LICENSES—SECTION 4. FORTUNETELLING FOR MONEY

Vote: Mr. Mootafian moved to support article 17, Ms. Field seconded. The motion passed unanimously.

ARTICLE 18—CHAPTER XV: MISCELLANEOUS PROVISIONS FOR PUBLIC ORDER AND SAFETY—SECTION 18: FINGERPRINT-BASED CRIMINAL RECORD BACKGROUND CHECKS

Vote: Mr. Mootafian moved to support article 18, Ms. Field seconded. The motion passed unanimously.

CHAPTER 19—CHAPTER XV: MISCELLANEOUS PROVISIONS FOR PUBLIC ORDER AND SAFETY—SECTION 19: CARRYING CERTAIN WEAPONS OR WEAPON LIKE OBJECTS

Vote: Mr. Mootafian moved to support article 19, Mr. Surpitski seconded. The motion passed unanimously.

CHAPTER 20—CHAPTER XIV: OCCUPATIONAL LICENSES—SECTION SOLICITORS & CANVASSERS

Vote: Mr. Mootafian moved to support article 20, Ms. Field seconded. The motion passed unanimously.

ARTICLE 21—CHAPTER XII—SECTION 12 REMOVAL OF SNOW & ICE ON SIDEWALKS

Vote: Mr. Mootafian moved to support article 21, Ms. Field seconded. The motion passed unanimously.

ARTICLE 22—ADDITIONAL LIQUOR LICENSE

Vote: Mr. Mootafian moved to support article 22, Ms. Field seconded. The motion passed unanimously.

ARTICLE 23—GREEN CRAB ERADICATION

Vote: Mr. Mootafian moved to support article 23, Ms. Field seconded. The motion passed unanimously.

ARTICLE 24—REPIARS TO SCHOL DEPT ADMINISTRATIE OFFICE BUILDING (PAYNE SCHOOL) ARTICLE 25—REPLACEMENT OF SHADES AND BLINDS AT DOYON SCHOOL

Vote: Mr. Mootafian moved to support article 24 & 25, Mr. Surpitski seconded. The motion passed unanimously.

HARBORMASTER & MOORING REGULATION STUDY COMMITTEE

Vote: Mr. Mootafian moved to support article 28, Ms. Field seconded. Change in vote, put a date on this and not have it in town meeting. Not recommending the article..

Vote: Mr. Surpitski moved to not recommend article 28, Mr. Mootafian seconded. The motion passed unanimously.

ARTICLE 29—MODIFY DEFINITON OF “INN”

Vote: Mr. Mootafian moved to not recommend article 29, Mr. Surpitski seconded. The motion passed unanimously.

Vote: Mr. Mootafian moved to refer article 29 to the planning board, Mr. Surpitski seconded. The motion passed unanimously.

Old Business

Hamilton Dispatch discussed report and decided to have another meeting, they will meet again in June.

New Business

None

Adjournment

Vote: Mr. Mootafian moved to adjourn at 11:17, Ms. Field seconded and it was unanimous to do so.

Respectfully submitted by

Jennifer Dionne

4.14.15

Approved 04.21.2015